

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.K.DENESAN

TUESDAY, THE 16TH JANUARY 2007 / 26TH PAUSHA 1928

WP(C).No. 1824 of 2007(P)

PETITIONER:

1. C.K.BAHULEYAN, S/O.C.K.KUNJU PANICKER,
CHANDURATHIL, PENNUKKARA P.O.,
CHENGANNUR, ALAPPUZHA DISTRICT.
2. UNNIKRISHNA PILLAI, S/O.NARAYANA PILLAI,
KARIMAPANNOR, ARATTUPUZHA P.O.,
CHENGANNUR, PATHANAMTHITTA DIST.
3. SHAJI.M.G., S/O.M.K.GOPALAN,
VAHANIL KUNNATHIL MALAKKARA P.O.,
PATHANAMTHITTA DIST.
4. AJITHKUMAR.V., S/O.VASUKUTTAN NAIR,
MURINGAMADOM, PUTHENCADU P.O.,
CHENGANNUR, ANGADICAL, ALAPPUZHA.
5. M.D.PETER, S/O.DANIEL DANIEL,
MYLAMTHARAIL, PERALASSERY P.O.,
CHENGANNUR, ALAPPUZHA DISTRICT-689 122.
6. P.B.SASI, S/O.BHASKARAN PILLAI,
PUNNASSERIL THAZHETHATTIL, MANDHUKA P.O.,
KULANADA, PATHANAMTHITTA DIST.
7. RAJAN.P.K., S/O.KRISHNAN,
POTTUKULATHIL, EDASSERYMALA,
ARANMULA P.O., PATHANAMTHITTA.
8. THOMAS GEORGE, S/O.T.V.GEORGE,
THUNDIPARAMPIL, VARAYANNOOR P.O.,
PULLAD, PATHANAMTHITTA.
9. KARUNAKARAN.K., S/O.KUNJALI,
ELAVNATAYATHU PADINJARATHIL, ERUMAKUZHI,
AADIKKATTUKULANGARA P.O., NOORANAD,
ALAPPUZHA DIST.
10. T.RAJAN, S/O.THEVAN,
KATTATTU HOUSE, PUNTHALATHAZHAM,
PUNTHALA P.O., KULANADA VIA, ALAPPUZHA DIST.
11. P.K.RAJU, S/O.KUTTAPPAN,

PADAPPAN PLAVIL, PIRALASSERI P.O.,
CHENGANNUR, ALAPPUZHA DIST.

12. P.K.CHELLAPPAN, S/O.THEVAN,
KUNJUKUNJU, PUTHUPPARAMBIL,
ANGADICAL PUTHENCAVU P.O., CHENGANNUR,
ALAPPUZHA DIST.
13. P.P.GOPI, S/O.AYYAPPA PANICKER,
PULOOSERIL HOUSE, NEDUMPRAM P.O.,
THIRUVALLA.
14. V.C.SAMUEL, S/O.VARKEY CHACKO,
VANIYAPURACKAL HOUSE, MEPRAL, THIRUVALLA.
15. K.J.BABU, S/O.K.K.JOSEPH,
KIZHAKKETHIL HOUSE, VALLAMKULAM P.O.,
THIRUVALLA.
16. VIJAYAN.K.N., S/O.NARAYANAN.K.,
KUTTIYIL HOUSE, MULAKAZHA P.O.,
CHENGANNOOR.

BY ADV. SRI.S.SUBHASH CHAND

RESPONDENTS:

1. STATE OF KERALA, REPRESENTED BY
THE SECRETARY TO GOVERNMENT, PUBLIC WORKS
(B) DEPARTMENT, GOVERNMENT SECRETARIAT,
THIRUVANANTHAPURAM.
2. THE CHIEF ENGINEER, OFFICE OF THE
CHIEF ENGINEER, IRRIGATION & ADMINISTRATION,
THIRUVANANTHAPURAM.
3. THE EXECUTIVE ENGINEER,
MINOR IRRIGATION DIVISION, OFFICE OF THE
EXECUTIVE ENGINEER, PATHANAMTHITTA.

BY GOVT. PLEADER SHRI. BIJOY CHANDRAN

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 16/01/2007, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:

K.K.DENESAN, J.

WP(C)No. 1824 OF 2007

Dated this the 16th January, 2007.

JUDGMENT

Having regard to the submission of Shri.S.Subash Chand and having gone through the various documents which are placed on record and the submissions of Shri.Bijoy Chandran, learned Govt. Pleader, I am of the view that there is every justification for directing the Government to consider Ext.P10 representation submitted by the petitioners in the light of Ext.P5 Government Order and Ext.P4 judgment. Accordingly the writ petition will stand disposed of with the following directions:

2. The Government will take up Ext.P10, consider the same in the light of Exts.P4 and P5 and also the various grounds raised in this writ petition and take appropriate decision on Ext.P10. This shall be done at the earliest and in any event, within one month on the Government receiving a copy of this judgment along with a copy of the writ petition. Writ petition is disposed of accordingly.

K.K.DENESAN
Judge